

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RONALD GARCIA,  
Plaintiff,

v.

HARLEY-DAVIDSON MOTOR  
COMPANY, INC.,  
Defendant.

Case No. [19-cv-02054-JCS](#)


**ORDER DENYING AS MOOT  
MOTION TO DISMISS ORIGINAL  
COMPLAINT**

Re: Dkt. No. 9

After Defendant Harley-Davidson Motor Company, Inc. (“Harley-Davidson”) moved to dismiss Plaintiff Ronald Garcia’s original complaint, Garcia filed an amended complaint as permitted by Rule 15(a)(1)(B) of the Federal Rules of Civil Procedure, superseding the original complaint. Harley-Davidson’s motion is therefore DENIED AS MOOT, without prejudice to Harley-Davidson bringing a new motion in response to the amended complaint. The hearing set for June 28, 2019 is VACATED.

**IT IS SO ORDERED.**

Dated: June 11, 2019

  
JOSEPH C. SPERO  
Chief Magistrate Judge